

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

VICKY CLOSE,

Plaintiff,

v.

PENNEY OPCO LLC et al.,

Defendant.

CASE NO. 3:24-cv-05756-DGE

ORDER ON STIPULATED
MOTION RE: BRIEFING
SCHEDULE

On November 21, 2024, the Parties filed a joint motion to extend the briefing schedule. (Dkt. No. 11). “A schedule may be modified only for good cause and with the judge’s consent.” Fed. R. Civ. P. 16(b)(4); *see also* LCR 16(b)(6). The Parties state that “[t]he enlargement of the briefing schedule is requested in an effort by the parties to coordinate and stagger briefing in this civil action with the briefing in two other civil actions pending in different federal districts involving the same plaintiffs’ counsel (but different plaintiffs), the same Defendant and Defendant’s counsel, and similar allegations under the laws of other states.” (*Id.* at 2.) “In

1 addition, Plaintiff Close and JCPenney request additional briefing time in light of the anticipated
2 complexity of issues to be raised in JCPenney's motion and the upcoming holidays." (*Id.*)

3 Upon consideration of the motion, and for good cause shown,

4 **IT IS ORDERED** that:

5 1. The deadline of Defendant Penney OpCo LLC (JCPenney) to file an Answer or a
6 motion in response to the Complaint (Dkt. 1) is extended from Friday, December 20, 2024, to
7 Friday, January 17, 2025.


8 2. In the event that JCPenney files a motion in response to the Complaint, the
9 deadline for Plaintiff Vicky Close to file and serve an opposition (or a notice of non-opposition)
10 to the motion is extended to Tuesday, March 18, 2025.

11 3. The deadline for JCPenney to file and serve a reply in support of a motion in
12 response to the Complaint is extended to 21 calendar days after Plaintiff Close files and serves
13 her opposition.

14 4. The deadlines set forth in the Court's Order Regarding Initial Disclosures, Joint
15 Status Report, Discovery, Depositions and Early Settlement (Dkt. 10) are vacated and will be
16 reset.

17 The Clerk of the Court is directed to calendar these events.

18 Dated this 26th day of November, 2024.

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21 _____
22 David G. Estudillo
23 United States District Judge
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